

RCE/3728  
IHW  
PATENT

ATTORNEY DOCKET NO.: 040894-5698

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )

Satoshi OSUGA, *et al.* )

Application No.: 09/933,706 )

Filed: August 22, 2001 )

For: STICK-TYPE CONNECTED NAILS )

Confirmation No.: 6235

Group Art Unit: 3728

Examiner: J. Pickett

U.S. Patent and Trademark Office  
2011 South Clark Place  
**Customer Window, Mail Stop RCE**  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, VA 22202

Sir:

**REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL**

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

## 1. Submission required under 37 C.F.R. § 1.114

☐ Previously submitted:☐ Please consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_. (Any unentered amendment(s) referred to above will be entered).☐ Please consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_.☐ Other \_\_\_\_\_.☒ Enclosed:☒ Preliminary Amendment in RCE☐ Submission of Supplemental Declaration☐ Information Disclosure Statement Under 37 C.F.R. § 1.97(b)☐ PTO-Form 1449 and one (1) reference☐ Other \_\_\_\_\_.

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02 FC:1253 1-WA/2240110.1 950.00 DA

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01 FC:1801

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## 2. Miscellaneous

- ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- ☐ Other \_\_\_\_\_

## 3. Fees Calculation

## (a) RCE Fee required under 37 C.F.R. § 1.17(e)

- ☒ \$770.00
- ☐ \$385.00 (for small entity)

## (b) Extension of Time

- ☐ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a petition and fee for extension of time.
- ☒ Applicants petition for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

Total Months Requested	Fee for Extension	[Fee for Small Entity]
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 420.00	\$210.00
<input checked="" type="checkbox"/> three months	\$ 950.00	\$475.00
<input type="checkbox"/> four months	\$1,480.00	\$740.00

Extension of time fee due with this request: **\$ 950.00.**

If an additional extension of time is required, please consider this a Petition therefore.

- ☐ An extension for \_\_\_\_ months has already been secured and the fee paid therefore of \$\_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.



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Page 3

(c) Additional Claims

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	8	minus	20	0	x \$18 each =	+ \$0.00
Independent Claims (37 C.F.R. §1.16(b))	1	minus	3	0	x \$86 each =	+ \$0.00
[ ] First presentation of Multiple dependent claim(s)					\$290.00	+ \$0.00
SUB-TOTAL =						\$0.00
Reduction by ½ for filing by a small entity						- \$0.00
TOTAL FEE =						\$0.00

**The total fee for this submission: \$1,720.00**

## 4. Fee Payment

☒ The Commissioner is hereby authorized to charge **\$1,720.00** (representing the RCE filing fee of \$770.00 and three-month extension of time fee of \$950.00) to our Deposit Account No. 50-0310.

## 5. Additional papers enclosed:

- ☐ Declaration of Biological Deposit  
☐ Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**By: 

Robert J. Goodell

Registration No. 41,040

Dated: August 12, 2004

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Sir:

**PRELIMINARY AMEMDMENT IN RCE**

In response to the Final Office Action dated February 23, 2004 and together with a  
Request for Continued Examination, please amend the application as follows: